

ROBERT R. DEERING (SBN 258043)

rdeering@jsupplelaw.com

AARON T. SCHULTZ (SBN 222949)

aschultz@jsupplelaw.com

J SUPPLE LAW

A Professional Corporation

899 Northgate Drive, Suite 500

San Rafael, CA 94903

Telephone: (415) 366-5533

Facsimile: (415) 480-6301

Attorneys for Defendants

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA (*erroneously named herein
as UCSF DENTAL*), KRISTI ABRAHAMSEN,
SUPRITHA KOMARISSETTY and
MARIAM ABUSHARAR (*erroneously named
HEREIN AS MARIAM Z2640*)

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

Marshall A. Wexler,

Plaintiff,

vs.

UCSF DENTAL, an entity; Kristi Abrahamsen,
RDA DAADOM; Supritha Komarisetty;
Mariam z2640; Individual Dentists and
Supervisors (Does 1-12)

Defendants.

Case No. 3:25-CV-00377-TLT

**DEFENDANTS' CASE MANAGEMENT
STATEMENT**

Date: October 16, 2025

Time: 2:00 PM

Dept: Courtroom 9, 19th Floor
San Francisco
Via Zoom

Complaint Filed: January 11, 2025

Pursuant to the Court's Local Rule of Civil Procedure 16-9 and the Standing Order for all
Judges of the Northern District of California, Defendants submit the following case management
statement.

///

J SUPPLE LAW, PC
899 Northgate Drive, Suite 500
San Rafael, CA 94901

JURISDICTION AND SERVICE

Plaintiff filed the operative complaint on January 11, 2025, and named UCSF Dental, Kristi Abrahamsen, Supritha Komarisetty, Mariam z2640 as named defendants. ECF No. 1. On April 28, 2025, The Regents of the University of California (hereafter “The Regents”, and erroneously named in the Complaint as UCSF Dental) filed a Motion to Dismiss the Complaint. ECF No. 13. The Court granted The Regents’ Motion to Dismiss on June 12, 2025. ECF No. 17. On June 28, 2025, Plaintiff filed a Motion for Leave to Amend. ECF No. 20. On July 15, 2025, the Court denied Plaintiff’s Motion for Leave to Amend. ECF No. 22. Therefore, as of the date of the filing of this Motion, the operative complaint remains the original complaint filed on January 11, 2025.

Named Defendants Kristi Abrahamsen, Supritha Komarisetty, and Mariam Abusharar (erroneously named herein as Mariam Z2640) have all appeared by filing a Motion to Dismiss on August 12, 2025 . ECF No. 25. The Regents remain dismissed from this action.

The remaining Defendants agree that this Court has jurisdiction over this action under 28 U.S.C. §§ 1331 and 1367. The Defendants agree that venue is proper under 28 U.S.C. §§ 1391(b)(1) and (b)(2).

FACTS

This case arises out of a visit Plaintiff made to The Regents’ UCSF Dental Clinic on July 9, 2024. During this visit Plaintiff was seen by UCSF dental student, Dr. Abrahamsen. Dr. Abrahamsen performed an examination of Plaintiff, which included standard periodontal probing. Present during this exam was UCSF dental student, Dr. Abusharar who charted the periodontal findings. In his complaint Plaintiff alleges that he was subjected to discriminatory comments based on race and ethnicity by the unserved dental staff at the clinic. Plaintiff also alleges that he was subjected to a painful and unnecessary periodontal exam.

After leaving, the next day Plaintiff called the UCSF clinic and spoke to Defendant Kristi Abrahamsen made a complaint concerning his care.

LEGAL ISSUES

Defendants have challenged the Complaint pursuant to FRCP 12(b)(6) on the grounds that the allegations in the Complaint fail to support the stated causes of action. Defendant ahs also moved to strike, pursuant to FRCP 12(f), the claims for punitive damages, restitution and disgorgement, and for attorney fees.

MOTIONS

Defendants have a pending Motion to Dismiss and Motion to Strike pending, which are scheduled to be heard on January 20, 2026

AMENDMENT OF PLEADINGS

Defendants have not sought to amend the pleadings, however, Plaintiff has made two motion for leave to amend, both of which were denied.

EVIDENCE PRESERVATION

Defendants are aware of their duty to preserve evidence and will take steps to preserve all potentially relevant evidence.

DISCLOSURES/DISCOVERY

Initial disclosures have not been served. Defendants request that discovery be stayed until the Motion to Dismiss has been decided.

CLASS ACTIONS

This is not a class-action matter.

RELATED CASES

None.

RELIEF

Defendants seek an award of costs.

SETTLEMENT OR ADR

Defendants do not believe settlement discussions will be fruitful until the court has an opportunity to rule on dispositive motions.

OTHER REFERENCES

None.

NARROWING OF ISSUES

The issues may be narrowed through motion practice.

EXPEDITED TRIAL PROCEDURE

Defendants do not request an expedited schedule at this time.

SCHEDULING

Defendants propose the following schedule:

Item	Proposed Dates
Fact Discovery Cut-off	August 31, 2026
Initial Expert Disclosures	September 30, 2026
Rebuttal Expert Disclosures	October 30, 2026
Expert Discovery Cut-Off	December 1, 2026
Deadline to File Dispositive Motions	December 21, 2026
Deadline to Hear Dispositive Motions	February 1, 2027
ADR Cut-Off	April 15, 2027
Pretrial Conference Statement	May 24, 2027
Pretrial Conference	June 1, 2027
Jury Trial	June 14, 2027

TRIAL

Defendants demand a jury trial, expected to last approximately 7 days.

DISCLOSURE OF NON-PARTY INTERESTED ENTITIES OR PERSONS

Defendants: The Regents of the University of California.

///

///

PROFESSIONAL CONDUCT

Counsel for Defendants has reviewed the Guidelines for Professional Conduct for the Northern District of California.

Dated: October 9, 2025

J SUPPLE LAW
A Professional Corporation

/s/ Aaron T. Schultz

By: _____
ROBERT DEERING
AARON T. SCHULTZ

Attorneys for Defendants THE REGENTS OF
THE UNIVERSITY OF
CALIFORNIA (*erroneously named herein
as UCSF DENTAL*), KRISTI ABRAHAMSEN,
SUPRITHA KOMARISSETTY and
MARIAM ABUSHARAR (*erroneously named
HEREIN AS MARIAM Z2640*)

J SUPPLE LAW, PC
899 Northgate Drive, Suite 500
San Rafael, CA 94901

Re: *Marshall A. Wexler vs. UCSF DENTAL, an entity, et al.*
USDC, N.D.Cal. Case No: 3:25-CV-00377

CERTIFICATE OF SERVICE

I am a citizen of the United States of America, over the age of eighteen years, and not a party to the within action. My business address is J SUPPLE LAW, PC, 899 Northgate Drive, Suite 500, San Rafael, CA 94903. The foregoing document was served on all counsel who have consented to electronic service via the Court's CM/ECF system.

DEFENDANTS' CASE MANAGEMENT STATEMENT

I declare under penalty of perjury under the laws of the United States of America that the foregoing facts are true and correct.

Executed on October 9, 2025

/s/ *Nolene Chetty*

NOLENE CHETTY

J SUPPLE LAW, PC
899 Northgate Drive, Suite 500
San Rafael, CA 94901